



DOCKET NO.: D0188.70144US00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael Lewis Frimer  
Serial No.: 10/755,422  
Confirmation No.: 2063  
Filed: January 12, 2004  
For: IMPLANTABLE PROSTHESIS AND METHOD OF USE  
Art Unit: 3738

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 3rd day of November, 2004.

  
Marjorie DePina

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**MAIL STOP MISSING PARTS**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- Information Disclosure Statement
- PTO Form 1449 with cited references
- Part 2 - Notice to File Missing Parts
- Declaration (executed)
- Petition for 5 Month Extension of Time
- 9 Sheets Formal Drawings
- Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

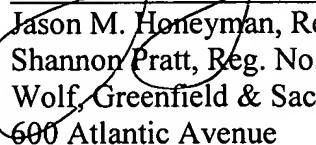
Serial No.: 10/755,422  
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- 2 -

A check in the amount of \$2,210.00 is enclosed to cover the filing fee which includes the Petition for Extension of Time fee of \$2,080.00 plus the \$130.00 missing parts fee. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By:



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Docket No.: D0188.70144US00  
Date: November 3, 2004  
x11/15/04x



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/755,422	01/12/2004	Michael Lewis Frimer	D0188.70144US00

Jason M. Honeyman  
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 600 Atlantic Avenue  
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CONFIRMATION NO. 2063  
 FORMALITIES LETTER



\*OC000000012361770\*

Date Mailed: 04/15/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

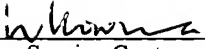
Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
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11/09/2004 NROCHA1 00000046 10755422

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*A copy of this notice **MUST** be returned with the reply.*

  
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE